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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

**IN RE TESLA, INC. SECURITIES
LITIGATION**

Case No. 3:18-cv-04865-EMC

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S MOTION FOR
JUDGMENT AS MATTER OF LAW**

This matter comes before the Court on Plaintiff's Motion for Judgment as Matter of Law. The Court has considered the Motion, any supporting material and argument of counsel. After considering the papers submitted by the parties and the argument of counsel, it is **HEREBY ORDERED** that Plaintiff's motion is **GRANTED** and **ORDERS** that pursuant to Fed. R. Civ. P. 50(a), Defendants have "been fully heard on" the issues of materiality and reliance "and there is no legally sufficient evidentiary basis for a reasonable jury to find for" Defendants on those issues. FED. R. CIV. P. 50(a). Accordingly the issues of materiality and reliance are hereby entered as a matter of law in favor of Plaintiff.

IT IS SO ORDERED.

Dated:

Hon. Edward M. Chen
United States District Judge